

**BARCLAYS OFFICIAL CALIFORNIA CODE
 OF REGULATIONS
 TITLE 13. MOTOR VEHICLES
 DIVISION 3. AIR RESOURCES BOARD
 CHAPTER 2. ENFORCEMENT OF VEHICLE
 EMISSION STANDARDS AND
 SURVEILLANCE
 TESTING
 ARTICLE 2.2. PROCEDURES FOR IN-USE
 VEHICLE ORDERED RECALLS**

This database is current through 09/16/2005, Register
 2005, No. 37.

s 2123. Initiation and Notification of Ordered
 Emission-Related Recalls.

(a) A manufacturer shall be notified whenever the Executive Officer has determined, based on warranty information reports, field information reports, enforcement testing results, or any other information, that a substantial number of a class or category of vehicles or engines produced by that manufacturer, although properly maintained and used, contain a failure in an emission-related component which, if uncorrected, may result in the vehicles' or engines' failure to meet applicable standards over their useful lives; or whenever a class or category of vehicles or engines within their useful lives, on average, do not conform to the standards prescribed pursuant to [Section 43101 of the Health and Safety Code](#) as applicable to the model year of such vehicles.

(b) It shall be presumed for purposes of this section that an emission-related failure will result in the exceedance of emission standards unless the manufacturer presents evidence in accordance with the procedures set forth in [Title 13, California Code of Regulations, Section 2147](#) which demonstrates to the satisfaction of the Executive Officer that the failure will not result in exceedance of emission standards over the useful life of the vehicle or engine.

(c) The notification shall include a description of each class or category of vehicles or engines encompassed by the determination of nonconformity, shall set forth the factual basis for the determination and shall designate a date at least 45 days from the date of receipt of such notification by which the manufacturer shall submit a plan to remedy the nonconformity.

<General Materials (GM) - References, Annotations,
 or Tables>

Note: Authority cited: [Sections 39600, 39601, 43013, 43018](#) and [43105, Health and Safety Code](#).
 Reference: [Health and Safety Code Sections 43000, 43009.5, 43013, 43018, 43101, 43104, 43105, 43106, 43107](#) and [43204-43205.5](#), Health and Safety Code.

HISTORY

1. Renumbering and amendment of text previously incorporated by reference in Section 2113 to Section 2123 filed 1-24-90; operative 2-23-90 (Register 90, No. 8). For prior history, see Registers 86, No. 38 and 83, No. 17.

enforce the off-highway recreational vehicle regulations until such time as it receives authorization from the U.S. EPA.

2. Amendment of Note filed 1-26-95; operative 1-26-95 pursuant to [Government Code section 11343.4\(d\)](#) (Register 95, No. 4). Note: Under section 209(e)(2) of the Federal Clean Air Act ([42 U.S.C. s 7543\(e\)\(2\)](#)), California is required to receive authorization from the Administrator of the U.S. Environmental Protection Agency (U.S. EPA) prior to enforcing its regulations regarding new off-road vehicles and engines. Accordingly, the Air Resources Board will not seek to

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